UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MICHAEL F. CONSEDINE, Insurance Commissioner of the Commonwealth of Pennsylvania, in his official capacity as Liquidator of Reliance Insurance Company,

Plaintiff,

-against-

PEPSICO, INC.,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED

Case No. 14-cv-02238-KMK

STIPULATION TO EXTEND
DEFENDANT'S TIME TO RESPOND
TO THE COMPLAINT

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for the parties that the Defendant's time to respond to the Complaint shall be extended to and including May 22, 2014. Defendant further agrees to waive Personal Jurisdiction and Service of Process as affirmative defenses.

Faxed and emailed copies of this stipulation shall be deemed as original.

Dated: New York, New York April 22, 2014

MICHAEL F. CONSEDINE, Insurance Commissioner of the Commonwealth of Pennsylvania, in his official capacity as Liquidator of Reliance Insurance Company,

marilen and

Fran M. Jacobs, Esq.

Richard T. Apiscopa, Esq.

Duane Morris, LLP

1540 Broadway

New York, New York 10036

(212) 692-1000

San . In to 11

finjacobs@duanemorris.com rtapiscopa@duanemorris.com

Attomeys for Plaintiff

PepsiCo, Inc.,

By: Charles S. Biener, Esq

PepsiCo, Inc.

700 Anderson Hill Road Purchase, New York 10577

(914) 253-3544

Charles.biener@pepsico.com

Same the Mark Mark Burner States

Attorney for Defendant

SO ORVERED U.S.D.J.

April 23,2014 White Plains Ny

2